

Enforcement Actions Initiated  
**State of Oklahoma**  
Fiscal Year 2001 - 1st Quarter  
October 1, 2000 - December 31, 2000

| County     | Statute                     | Facility Name                      | Date Issued | Type of Action <sup>1</sup> | Penalty Amount <sup>2</sup> |
|------------|-----------------------------|------------------------------------|-------------|-----------------------------|-----------------------------|
| Osage      | CWA 301                     | BDB Resources, An Oklahoma Corp.   | 10/20/00    | AO                          |                             |
| Washington | OPA                         | Buck Creek Associates              | 12/21/00    |                             | \$3,000                     |
| Okmulgee   | CWA 301                     | Carl Rice                          | 12/01/00    | AO                          |                             |
| Osage      | SDWA 1422                   | CRH Oil Company (2 sites)          | 11/14/00    | AO                          |                             |
| Kay        | CAA 112                     | Conoco, Inc.                       | 10/26/00    | APO                         | \$98,560                    |
| Osage      | CWA 301                     | CSC Oil Company                    | 11/20/00    | AO                          |                             |
| Caddo      | CWA 301                     | Cyril Petrochemical Corporation    | 12/29/00    | APO                         | \$27,500                    |
| Osage      | SDWA 1422                   | Discovery Energy, Inc.             | 11/28/00    | AO                          |                             |
| Okmulgee   | CERCLA 104E3<br>CERCLA 107A | Eagle Picher Mining and ...        | 11/09/00    | AO                          |                             |
| Creek      | SDWA 1422                   | Energy Lease Service, Incorporated | 11/07/00    | APO                         | \$24,000                    |
| Creek      | CWA 301                     | Energy Lease Service               | 10/03/00    | APO                         | \$27,500                    |
| Muskogee   | RCRA UST                    | Farris Express Fuels #102          | 11/20/00    | APO                         | \$600                       |
| Muskogee   | RCRA UST                    | Farris Express Fuels, Inc.         | 11/20/00    | APO                         | \$600                       |
| McIntosh   | RCRA UST                    | Farris Express Fuels #104          | 11/20/00    | APO                         | \$600                       |
| Tulsa      | RCRA UST                    | Farris Express Fuels, Inc.         | 11/20/00    | APO                         | \$600                       |
| Rogers     | RCRA UST                    | Farris Express Fuels, Inc.         | 11/20/00    | APO                         | \$600                       |
| Wagoner    | RCRA UST                    | Farris Express Fuels, Inc.         | 11/20/00    | APO                         | \$300                       |
| Tulsa      | RCRA UST                    | Farris Express Fuels, Inc.         | 11/20/00    | APO                         | \$750                       |
| Tulsa      | RCRA UST                    | Farris Express Fuels, Inc.         | 11/20/00    | APO                         | \$600                       |
| Tulsa      | RCRA UST                    | Farris Express Fuels, Inc.         | 11/20/00    | APO                         | \$600                       |
| Tulsa      | RCRA UST                    | Farris Express Fuels, Inc.         | 11/20/00    | APO                         | \$1,500                     |
| Oklahoma   | EPCRA                       | Gulfstream Technologies            | 11/14/00    | APO                         | \$5,000                     |
| Choctaw    | CWA 301                     | Hugo, The City of                  | 11/17/00    | AO                          |                             |
| McCurtain  | CWA 301                     | Idabel, The City of                | 10/12/00    | AO                          |                             |
| Osage      | CWA 301                     | J & L Oil Company                  | 11/20/00    | APO                         | \$27,500                    |
| Osage      | CWA 301                     | Jones & Buck Development           | 11/20/00    | AO                          |                             |
| Creek      | CWA 301                     | Maggard Supply & Oil Company       | 10/10/00    | AO                          |                             |
| Sequoyah   | TSCA 203                    | Marble City Public School          | 10/02/00    | APO                         | \$935                       |
| Tulsa      | EPCRA                       | Metal Processing Company, Inc.     | 11/14/00    | APO                         | \$1,000                     |
| Oklahoma   | EPCRA                       | Midwest Trophy                     | 11/14/00    | APO                         | \$5,000                     |

|              |           |                                 |          |     |          |
|--------------|-----------|---------------------------------|----------|-----|----------|
| Pottawatomie | TSCA 203  | North Rock Creek Public School  | 10/02/00 | APO | \$1,815  |
| Osage        | CWA 301   | Performance Petroleum           | 12/20/00 | AO  |          |
| Pawnee       | CWA 301   | Schuler Oil Properties          | 11/20/00 | AO  |          |
| Osage        | SDWA 1421 | Sherman Buechler                | 11/28/00 | AO  |          |
| Osage        | SDWA 1422 | Smith & Smith                   | 11/14/00 | AO  |          |
| Osage        | CWA 301   | Tallgrass Petroleum Corporation | 12/19/00 | APO | \$27,500 |
| Tulsa        | SDWA      | TEC Resources                   | 10/26/00 | AO  |          |
| Stephens     | OPA       | Texaco Exploration              | 11/21/00 | APO | \$500    |
| Tulsa        | CWA 301   | Transcoastal Operating, LLC     | 11/20/00 | AO  |          |
| Washington   | TSCA 203  | Tri-County Vocational School    | 10/02/00 | APO | \$2,394  |
| Oklahoma     | OPA       | U.S. Foodservice/OCD            | 12/21/00 | APO | \$500    |

1. AO = Administrative Order closed after compliance with the requirements of the order; APO = Administrative Penalty Order requiring compliance with environmental regulations and assessing a penalty; CACO = Consent Agreement and Compliance Order requiring compliance with environmental regulations and/or assessing a penalty; CJ = Civil Judicial Case with the Department of Justice, Self Disclosure under EPA's Audit Policy

2. Proposed unless (f) for Final

#### **Narrative Summary:**

**CONOCO, INC.:** A Consent Agreement and Final Order was filed by EPA Region 6 on November 13, 2000, which settled an action initiated against Conoco, Inc. on October 26, 2000. EPA alleged that Conoco violated the Clean Air Act 112(r)(1) General Duty Clause by failing to identify hazards which may result from accidental releases and failing to design and maintain a safe facility at its Ponca City, Oklahoma refinery. A fire occurred in October 1999, at an above ground storage tank at the refinery tank farm, causing air releases and personal injuries. Conoco agreed to pay a cash penalty of \$24,640 and perform a Supplemental Environmental Project (SEP) with a total expenditure of at least \$150,000 at the refinery. The SEP includes installation of temperature and fluid level indicators with automated warning devices in the hydrocarbon storage tanks. The SEP project will reduce/eliminate releases from the tanks due to overfilling. Better monitoring of the tank temperature will help prevent the recurrence of the situation that resulted in the tank fire.